

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

UNITED STATES OF AMERICA	:	CRIMINAL NO.	_____
	:		
v.	:	DATE FILED:	_____
	:		
RAFIQ ANDERSON	:	VIOLATIONS:	21 U.S.C. § 841(a)(1) (Possession with the intent to distribute cocaine base (“crack”) - 1 count) 18 U.S.C. § 924(c)(1)(A) (Possessing a firearm in furtherance of a drug trafficking offense - 1 count) 21 U.S.C. § 853 (Criminal forfeiture)

SUPERSEDING INDICTMENT

COUNT ONE

THE GRAND JURY CHARGES THAT:

On or about April 2, 2002, at Philadelphia, in the Eastern District of Pennsylvania,
defendant

RAFIQ ANDERSON

did knowingly and intentionally possess with the intent to distribute more than 5 grams, that is
approximately 6.1 grams, of a mixture or substance containing a detectable amount of cocaine base
(“crack”), a Schedule II controlled substance.

In violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(B).

COUNT TWO

THE GRAND JURY FURTHER CHARGES THAT:

On or about April 2, 2002, at Philadelphia, in the Eastern District of Pennsylvania,
defendant

RAFIQ ANDERSON

knowingly possessed a firearm, that is, a Smith & Wesson, Model SW40V, .40 caliber semi-automatic firearm with an obliterated serial number loaded with ten live rounds, in furtherance of a drug trafficking crime for which he may be prosecuted in a court of the United States, that is, possession with the intent to distribute a controlled substance, in violation of Title 21, United States Code, Section 841(a)(1), as charged in Count One of this Indictment.

In violation of Title 18, United States Code, Section 924(c)(1)(A).

NOTICE OF FORFEITURE

1. As a result of the violation of Title 21, United States Code, Section 841(a)(1) set forth in Count One of this Indictment, the defendant,

RAFIQ ANDERSON

shall forfeit to the United States under Title 21, United States Code, Section 853:

(a) any and all real and/or personal property which the defendant used in any manner or part to facilitate the commission of the violations of Title 21, United States Code as charged in this Indictment, including but not limited to: one Smith & Wesson, Model SW40V, .40 caliber semi-automatic firearm with an obliterated serial number loaded with ten live rounds.

(b) any and all real and/or personal property constituting, or derived from, any proceeds obtained directly or indirectly as the result of the violation of Title 21, United States Code as charged in this Indictment, including but not limited to \$1,066.00 in United States currency.

2. If any of the property subject to forfeiture, as a result of any act or omission of the defendant:

(a) cannot be located upon the exercise of due diligence;

(b) has been transferred or sold to, or deposited with, a third party;

(c) has been placed beyond the jurisdiction of the Court;

(d) has been substantially diminished in value; or

(e) has been commingled with other property which cannot be subdivided without difficulty;

it is the intent of the United States, pursuant to Title 21, United States Code, section 853(p), to seek

forfeiture of any other property of said defendants up to the value of the property subject to forfeiture.

All pursuant to Title 21, United States Code, Section 853.

A TRUE BILL:

FOREPERSON

PATRICK L. MEEHAN
United States Attorney